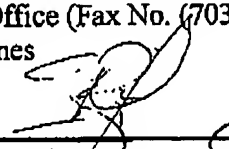


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Pedro Quinones



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Application Control Number 10/083,085  
Filing date: 02/28/2002  
First named inventor: Manuel Meitin  
Confirmation No. 5450  
Examiner: Mr. Pang, Roger L.  
Art Unit 3681

In response to the Detailed Action, received on 02/02/04 we are sending to the U.S. Patent and Trademark Office a photocopy of the check by \$385.00 for the extension fee sent on December 24<sup>th</sup>, 2003.

At the same time we are giving instructions in order to enter the amendments after final filed on October 14, 2003.

Application/Control Number: 10/083,085  
Art Unit: 3681

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### DETAILED ACTION

The following communications is in response to the RCE filed for application 10/083,085 on December 30, 2003.

Applicant must do 2 more things in order for this RCE to be proper:

- 1) Pay the proper extension fees, which is believed to be 3 months, since the original Final Rejection was mailed on August 20, 2003.
- 2) Give instructions as to whether the Amendment After Final filed on October 14, 2003 should be entered or not (if not, file another amendment).

The examiner has tried to contact applicant many times. If applicant's contact information has changed (from telephone # (305) 461-0191), it is suggested that the new contact information be listed. Also, applicant is encouraged to call the examiner if he has any questions.

### FACSIMILE TRANSMISSION

Submission of your response by facsimile transmission is encouraged. Group 3600's facsimile number is (703) 305-3597. Recognizing the fact that reducing cycle time in the processing and examination of patent applications will effectively increase a patent's term, it is to your benefit to submit responses by facsimile transmission whenever permissible. Such submission will place the response directly in our examining group's hands and will eliminate Post Office processing and delivery time as well as the PTO's mail room processing and delivery time. For a complete list of correspondence not permitted by facsimile transmission, see MPEP 502.01. In general, most responses and/or amendments not requiring a fee, as well as those requiring a fee but charging such fee to a deposit account, can be submitted by facsimile transmission. Responses

Application/Control Number: 10/083,085  
Art Unit: 3681

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requiring a fee which applicant is paying by check should not be submitting by facsimile transmission separately from the check.

Responses submitted by facsimile transmission should include a Certificate of Transmission (MPEP 512). The following is an example of the format the certification might take:

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(Signature)

If your response is submitted by facsimile transmission, you are hereby reminded that the original should be retained as evidence of authenticity (37 CFR 1.4 and MPEP 502.02). Please do not separately mail the original or another copy unless required by the Patent and Trademark Office. Submission of the original response or a follow-up copy of the response after your response has been transmitted by facsimile will only cause further unnecessary delays in the processing of your application; duplicate responses where fees are charged to a deposit account may result in those fees being charged twice.


Application/Control Number: 10/083,085  
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Any inquiry concerning this communication or earlier communications from the examiner should be directed to Roger L Pang whose telephone number is 703-305-0445. The examiner can normally be reached on 5:30am to 4:00pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Charles Marmor can be reached on 703-308-0830. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9326.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 703-308-2168.



Roger L Pang  
Patent Examiner  
Art Unit 3681

January 23, 2004



## UNITED STATES PATENT AND TRADEMARK OFFICE

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United States Patent and Trademark Office  
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P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/083,085	02/28/2002	Mannel Melth		5450

7590

01/26/2004

PEDRO QUINONES  
2800 SW 26 St.  
MIAMI, FL 33133

EXAMINER

PANG, ROGER L

ART UNIT

PAPER NUMBER

3681

DATE MAILED: 01/26/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

FEB. 5. 2004 10:11AM

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NO. 4008 P. 6

12/24/03  
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Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/083,085	02/28/2002	Manuel Melin		5450

7590 11/20/2003  
PEDRO QUINONES  
2800 SW 26 St.  
MIAMI, FL 33133

EXAMINER  
PANG, ROGER L

ART UNIT PAPER NUMBER

3681

12

DATE MAILED: 11/20/2003

Please find below and/or attached an Office communication concerning this application or proceeding.



APPLICATION NUMBER

FILING DATE

FIRST NAMED APPLICANT

DATE MAILED:

### NOTICE OF IMPROPER REQUEST FOR CONTINUED EXAMINATION (RCE)

The request for continued examination (RCE) under 37 CFR 1.114 filed on 11/10/03 is improper for reason(s) indicated below:

- ☐ 1. Continued examination under 37 CFR 1.114 does not apply to an application for a design patent. Applicant may wish to consider filing a continuing application under 37 CFR 1.53(b) or a CPA under 37 CFR 1.53(d).
- ☐ 2. Continued examination under 37 CFR 1.114 does not apply to an application that was filed before June 8, 1995. Applicant may wish to consider filing a continuing application under 37 CFR 1.53(b) or a CPA under 37 CFR 1.53(d).
- ☐ 3. Continued examination under 37 CFR 1.114 does not apply to an application unless prosecution in the application is closed. If the RCE was accompanied by a reply to a non-final Office action, the reply will be entered and considered under 37 CFR 1.111. If the RCE was not accompanied by a reply, the time period set forth in the last Office action continues to run from the mailing date of that action.
- ☐ 4. The request was not filed before payment of the issue fee, and no petition under 37 CFR 1.313 was granted. If this application has not yet issued as a patent, applicant may wish to consider filing either a petition under 37 CFR 1.313 to withdraw this application from issue, or a continuing application under 37 CFR 1.53(b).
- ☐ 5. The request was not filed before abandonment of the application. The application was abandoned, or proceedings terminated on \_\_\_\_\_. Applicant may wish to consider filing a petition under 37 CFR 1.137 to revive this abandoned application.
- ☐ 6. The request was not accompanied by the fee set forth in 37 CFR 1.17(e) as required by 37 CFR 1.114. Since the application is not under appeal, the time period set forth in the final Office action or notice of allowance continues to run from the mailing date of that action or notice.
- ☒ 7. The request was not accompanied by a submission as required by 37 CFR 1.114. Since the application is not under appeal, the time period set forth in the final Office action or notice of allowance continues to run from the mailing date of that action or notice.  
*Fee was not received for the RCE \$385.00. Is needed*

Note: If a request for a continued prosecution application (CPA) under 37 CFR 1.53(d) has been filed in the utility or plant application (including a previously filed CPA) that was filed on or after May 29, 2000, the request for a CPA has been treated as a RCE because the CPA practice no longer applies to such application. The constructive RCE, however, is improper for reason(s) indicated above.

**A copy of this notice MUST be returned with any reply.**

Direct the reply and any questions about this notice to:

Patricia J. [Signature] Examining Group TC-3600

(703) 305-7812  
 FORM PTO-2061 (Rev. 3/2001)

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Receiving and initialing  
 all you who help in the work

Date Rec 24/10/03

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